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Attorneys for Plaintiff, Lawrence A. Day

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

Case No. 05-CV-1699-CRB

MDL NO. 1699

District Judge: Charles R. Breyer

Tammy Alfaro, et al. v. Pfizer, Inc., et al., MDL
No. 06-02405: Plaintiff Lawrence A. Day

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

Come now the Plaintiff, LAWRENCE A. DAY, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this Plaintiff **with prejudice** with each side bearing its own attorneys' fees and costs.

1 DATED: _____, 2007

GRUBER & GRUBER

2 By: 

3 Daniel S. Gruber

4 Attorneys for Plaintiff, James Weibel

5 DATE: 8-9, 2007

DLA PIPER US LLP

6 By: 

7 Matthew Lepore

8 Attorneys for Defendants, Pfizer Inc.

9 DATED: 3-8, 2007

GORDON & REES LLP

10 By: 

11 Stuart M. Gordon

12 Attorneys for Defendants, Pfizer Inc.

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14
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16 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
17 **IT IS SO ORDERED.**

18 Dated: March 15, 2007

19 Hon. Charles R. Breyer
20 United States District Court

